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Attorneys for Acting United States Trustee
August B. Landis

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In re)	Case No. 11-30667 TEC
)	
RANDALL THOMAS FISHER,)	Chapter 7
)	
Debtor.)	NO HEARING NECESSARY
)	
)	
)	

**UNITED STATES TRUSTEE'S *EX PARTE* MOTION FOR ORDER
FOR RULE 2004 EXAMINATION AND TO PRODUCE DOCUMENTS**

August B. Landis, Acting United States Trustee for Region 17, moves *ex parte* for an order directing Randall Thomas Fisher, the debtor in the above-captioned case, to produce certain documents and to submit for an examination under Rule 2004 of the Federal Rules of Bankruptcy Procedure and, in support, states:

1. Debtor filed his voluntary petition for chapter 7 relief on February 23, 2011. The section 341 meeting of creditors was held and concluded on March 28, 2011.

2. Debtor's Chapter 7 Statement of Current Monthly Income and Means Test Calculation is marked presumption arises.

2. The U.S. Trustee requests documentary evidence and intends to examine Debtor concerning the acts, conduct, or property of the Debtor, Debtor's liabilities and financial condition

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EXAMINATION AND TO PRODUCE DOCUMENTS

1 and/or matters which may affect the administration of Debtors' estate. This information is needed to
2 determine whether grounds exist to file a motion under 11 U.S.C. § 707, and/or a complaint under 11
3 U.S.C. § 727, or take other appropriate action.

4 3. The U.S. Trustee requests that the Debtor be ordered to produce copies or originals of the
5 following documents to the attention of the undersigned at the Office of the United States Trustee at 235
6 Pine Street, Suite 700, San Francisco, CA 94104, so as to be **received** on or before **1:30 p.m. on April**
7 **26, 2011:**

8 A. Payment advices received by Debtor from all employers for the period January 1,
9 2010 through July 31, 2010.

10 4. The U.S. Trustee further requests that debtor be ordered to appear for and submit to an
11 examination under Rule 2004 on **April 26, 2011 at 1:30 p.m.**, at the Office of the United States Trustee
12 at 235 Pine Street, Suite 700, San Francisco, California, or at such other time(s) and place(s) as may be
13 agreed to in writing by the parties.

14 **WHEREFORE**, the U.S. Trustee requests entry of an order requiring the debtor to produce the
15 aforementioned documents and to appear for and submit to examination under Rule 2004 as requested
16 above.

17 Dated: April 7, 2011

Respectfully submitted,
August B. Landis, Acting United States Trustee

19 By: /s/ Patricia A. Cutler
20 Trial Attorney for the Acting U. S. Trustee

1 **CERTIFICATE OF SERVICE**

2 I, the undersigned, am employed in the City and County of San Francisco, State of California, in
3 the Office of the United States Trustee, at whose direction the service was made; that I am over the age
4 of eighteen years and not a party to the within action; that my business address is 235 Pine Street, Suite
700, San Francisco, California 94104, that on the date set out below, I served a copy of the attached

5 **UNITED STATES TRUSTEE'S *EX PARTE* MOTION FOR ORDER FOR RULE 2004**
6 **EXAMINATION AND TO PRODUCE DOCUMENTS**

7 **[PROPOSED] ORDER FOR RULE 2004 EXAMINATION AND TO PRODUCE DOCUMENTS**

8
9 upon each party listed below by placing such a copy, enclosed in a sealed envelope, with prepaid postage
thereon, in the United States mail at San Francisco, California, addressed to each party listed below.

10 Debtor

11 Randall Thomas Fisher
12 1646 Filbert St.
13 San Francisco, CA 94123

14 Debtor's Counsel

15 Marty K. Courson
16 Law Offices of Marty K. Courson
17 The Hobart Bldg.
18 582 Market St. #412
San Francisco, CA 94104-5305

19 Chapter 7 Trustee

20 Andrea A. Wirum
21 P.O. Box 1108
Lafayette, CA 94549

22
23 I declare under penalty of perjury that the foregoing is true and correct. Executed at San
Francisco, California on April 7, 2011.

24 By: /s/
25 Ianthe V. del Rosario
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